

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
FOR THE DEPARTMENT OF CORRECTIONS

In the Matter of the Risk Level
Determination of Clifford Ostby

**PREHEARING ORDER AND
ORDER FOR HEARING**

On April 24, 2009, at 1:30 p.m., a pre-hearing conference was held by and among the undersigned Administrative Law Judge and Margaret W. Millington, Assistant State Public Defender, counsel for Mr. Ostby, and Scott Haldeman, Assistant Attorney General, counsel for the End of Confinement Review Committee of the Department of Corrections ("ECRC"). A continuance was granted by the undersigned Administrative Law Judge, pursuant to a request by counsel for Mr. Ostby and agreed to by counsel for the ECRC.

Based upon the agreements reached at that pre-hearing conference, **IT IS HEREBY ORDERED** as follows:

1. The parties shall exchange and file exhibits no later than May 11, 2009. Exhibits shall be pre-marked using Arabic numbers without designation of the party offering the exhibit. The ECRC's exhibits shall commence with the number one, and Mr. Ostby's exhibit numbers shall commence where the ECRC's numbers end.
2. The contested case hearing shall be held on May 14, 2009, commencing at 9:30 a.m. at the Office of Administrative Hearings, 600 North Robert Street, St. Paul Minnesota.

Dated: May 5, 2009

s/M. Kevin Snell

M. KEVIN SNELL
Administrative Law Judge